

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

NATHAN G. HOLMES,

Defendant.

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8:10CR116

ORDER

This matter is before the court on defendant's MOTION TO CONTINUE PRETRIAL DEADLINE [15]. Upon review of the file, the court finds that an extension of approximately 10 days should be granted. Pretrial Motions shall be filed by April 30, 2010.

IT IS ORDERED:

1. Defendant's MOTION TO CONTINUE PRETRIAL DEADLINE [15] is granted. Pretrial motions shall be filed on or before **April 30, 2010**.

2. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional time arising as a result of the granting of the motion, i.e., **the time between April 19, 2010 and April 30, 2010**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel required additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED this 21st day of April, 2010.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**